



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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PS
4-10-03

APPLN. OF: SAEKI

SERIAL NO.: 10/022,551

FILED: DECEMBER 17, 2001

FOR: CLOCK AND DATA RECOVERY CIRCUIT AND CLOCK CONTROL METHOD

DOCKET: NEC NEG-239

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APR 07 2003

Assistant Commissioner for Patents
Washington, D.C. 20231

Technology Center 2600

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In connection with the above-identified application, Applicant hereby attaches U.S. Patent Office Form PTO-1449, including copies of the references listed thereon. The U.S. counterpart (6,285,726) to DE 199 22 807 is provided. The patent family of DE 100 09 039 consists of one (1) Japanese and five (5) U.S. patent applications/patents such that there is no direct equivalence. For the convenience of the Examiner we are enclosing the aforementioned references. These references were first cited in a German Office Action dated January 8, 2003 of the corresponding German patent application. Enclosed is the German Office Action, together with an English translation. The claims in the present application are believed to be patentably distinguished over these references.

This Supplemental Information Disclosure Statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(a). No representation is made that the information thus disclosed in fact constitutes prior art or that it is the closest

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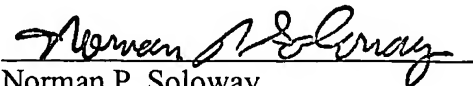
prior art, inasmuch as 37 CFR 1.56 (a) relies on a materiality concept which depends on subjectivity.

In compliance with the requirements of 37 C.F.R. §1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. §1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a translation of portions of an official action by a foreign examiner in which the references were cited. The relevance to the pending U.S. patent application is that these references were cited in a foreign patent application on the same subject matter. However, no independent analysis of the references, the accuracy of the statement of the foreign examiner, or the claims of the foreign application under the laws of the country or the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the translation of the foreign examiner's comments submitted herewith.

The enclosed Supplemental Information Disclosure Statement is being submitted within three months of the German Office Action, as certified in the attached Certification for Information Disclosure Statement.

Therefore, we believe that there are no fees involved with this supplemental information disclosure statement. However, in the event there are any fees payable, please charge them to our Deposit Account No. 08-1391.

Respectfully submitted,


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Serial No. 10/022,551

CERTIFICATE OF MAILING

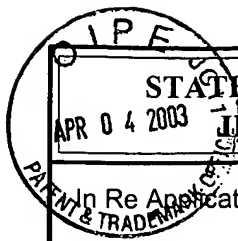
I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on April 1, 2003 at Manchester, New Hampshire.

By: Kristine Stevens

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STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

Docket No.
NEC NEG-239

In Re Application Of: SAEKI

Serial No.
10/022,551

Filing Date
December 17, 2001

Examiner

Group Art Unit

Invention: Clock and Data Recovery Circuit and Clock Control Method

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TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.


Signature

Dated: March 27, 2003

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I certify that this document is being deposited on
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Kristine Stevens
Typed or Printed Name of Person Mailing Correspondence

cc: jah

